IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

THURSDAY THE FIRST DAY OF NOVEMBER
TWO THOUSAND AND SEVEN

PRESENT
THE HON'BLE MR JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION No.23159 of 2007

Between:
Kandula Ramchandram

..... PETITIONER

AND
The Addl.Agent to the Government and
Project Officer, ITDA, Adilabad Head Quarters,
Utnoor, Adilabad District and 4 others

.....RESPONDENTS

THE HON'BLE MR JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION No.23159 of 2007

ORDER:

Heard the learned counsel on either side.

It is asserted by the writ petitioner that the 2nd respondent has not put the petitioner on notice and did not provide any opportunity to the petitioner to raise his defence before passing the impugned order on 10.05.2007. It is also asserted that though the order is said to have been communicated, no such order has been promptly communicated to the petitioner, and he came to know of such an order only when the 3rd respondent was trying to eject him from out of the land. Further, the learned counsel for the petitioner also urges that the 2nd respondent had prepared a format and he is merely filling the names of the parties and dispatching them, and in proof of the same, he has produced a bunch of orders bearing date 28.04.2007 passed against several individuals which verbatim tally with the impugned order herein passed on 10.05.2007.

It is suggestive that a format appears to have been prepared and without any application of mind to the relevant factors, the 2nd respondent has been passing orders of ejectment against the individuals. However, all these aspects can be agitated before the

appellate authority. But, in view of threat of ejectment, I consider it appropriate to direct the respondents not to give effect to the impugned order for a period of eight weeks from now, so as to enable the petitioner to approach the appellate authority and seek appropriate interim directions from the said appellate authority.

With the above observations, the Writ Petition stands disposed of. No order as to costs.

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NOOTY RAMAMOHANA RAO,J

Dated:01.11.2007
Dsr